

CHAPTER 155

DEPARTMENT OF SOCIAL SERVICES CLAIMS

H. F. 164

AN ACT relating to claims and accounting in institutions under the department of social services.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section two hundred eighteen point eighty-four (218.84),
2 Code 1966, as amended by Acts of the Sixty-second General Assembly,
3 chapter two hundred nine (209), section ninety-seven (97), is repealed and
4 the following enacted in lieu thereof:

5 "The commissioner of the department of social services shall have sole
6 charge of abstracting and certifying claims for payment and the keeping of
7 a central system of accounts in institutions under his control."

Approved March 19, 1969.

CHAPTER 156

IOWA SOLDIERS HOME

H. F. 162

AN ACT relating to the Iowa soldiers home.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section two hundred nineteen point twenty-two (219.22),
2 Code 1966, is repealed.

1 SEC. 2. This Act shall not be construed to prejudice the rights of any
2 person which may have accrued under the law herein repealed.

Approved March 14, 1969.

CHAPTER 157

SPECIAL MENTAL RETARDATION UNIT

H. F. 5

AN ACT relating to establishment of a special mental retardation unit to be located at one of the state mental health institutes, prescribing the functions of the special unit, and providing for the administration and support thereof and the admission of patients.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Chapter two hundred twenty-two (222), Code 1966, is here-
2 by amended by adding thereto sections two (2) through five (5), inclusive, of
3 this Act.

1 SEC. 2. The commissioner of social services may organize and establish
2 a special mental retardation unit at an existing institution which may pro-
3 vide:

4 1. Psychiatric and related services to mentally retarded children and

- 5 adults who are also emotionally disturbed or otherwise mentally ill.
 6 2. Specific programs to meet the needs of such other special categories
 7 of mentally retarded persons as may be designated by the commissioner.
 8 3. Appropriate diagnostic evaluation services.

1 SEC. 3. The commissioner may:

- 2 1. Designate a portion of the physical facilities of one of the mental health
 3 institutes to be occupied by the offices and facilities of the special unit.
 4 2. Determine the extent to which the special unit may effectively utilize
 5 services of the mental health institute staff, and what staff personnel should
 6 be employed for and assigned specifically to the special unit.

1 SEC. 4. The commissioner shall appoint a qualified superintendent of
 2 the special unit. The superintendent shall employ all staff personnel to be
 3 assigned specifically to the special unit, and shall have the same duties with
 4 respect to the special unit as are imposed upon superintendents of hospital-
 5 schools by section two hundred twenty-two point four (222.4) of the Code.

1 SEC. 5. In addition to any other manner of referral, admission, or com-
 2 mitment to the special unit provided for by chapter two hundred twenty-
 3 two (222) of the Code, as amended by this Act, persons may be referred
 4 directly to the special unit by courts, law enforcement agencies, or state
 5 penal or correctional institutions for services under subsection two (2) of
 6 section two (2) of this Act; but persons so referred shall not be admitted
 7 or committed unless a preadmission diagnostic evaluation indicates that the
 8 person would benefit from such services, and the admission or commitment
 9 of the person to the special unit would not cause the special unit's patient
 10 load to exceed its capacity.

1 SEC. 6. Section two hundred twenty-two point one (222.1), Code 1966,
 2 is hereby amended by adding thereto the following:
 3 "A special mental retardation unit may be maintained at one of the
 4 state mental health institutes for the purposes set forth in sections two (2)
 5 through five (5), inclusive, of this Act."

1 SEC. 7. Section two hundred twenty-two point two (222.2), Code 1966,
 2 as amended by chapter two hundred nine (209), Acts of the Sixty-second
 3 General Assembly, is hereby further amended as follows:

- 4 1. By inserting after subsection one (1) the following new subsection:
 5 "2. 'Special unit' means a special mental retardation unit established at
 6 a state mental health institute pursuant to this Act."
 7 2. By renumbering the succeeding subsections.

1 SEC. 8. Section two hundred twenty-two point five (222.5), Code 1966,
 2 is hereby amended as follows:

- 3 1. By inserting in line two (2) after the word "hospital-school" the
 4 words "or a special unit".
 5 2. By inserting in line three (3) after the word "hospital-school" the
 6 words "or a special unit".

1 SEC. 9. Section two hundred twenty-two point seven (222.7), Code
 2 1966, as amended by chapter two hundred nine (209), Acts of the Sixty-
 3 second General Assembly, is hereby further amended by inserting in line
 4 seven (7) after the word "former," the words "transfer patients in the hos-
 5 pital-schools to a special unit or vice versa,".

1 SEC. 10. Section two hundred twenty-two point eight (222.8), Code
2 1966, as amended by chapter two hundred nine (209), Acts of the Sixty-
3 second General Assembly, is hereby further amended by inserting in line
4 two (2) after the word "hospital-schools" the words "or a special unit".

1 SEC. 11. Section two hundred twenty-two point nine (222.9), Code
2 1966, is hereby amended as follows:

3 1. By inserting in line three (3) after the word "hospital-school" the
4 words "or a special unit".

5 2. By inserting in line eleven (11) after the word "hospital-school" the
6 words "or special unit".

1 SEC. 12. Section two hundred twenty-two point twelve (222.12), Code
2 1966, is hereby amended as follows:

3 1. By inserting in line three (3) after the word "hospital-school" the
4 words "or the special unit".

5 2. By inserting in line six (6) after the word "hospital-school" the words
6 "or a special unit".

7 3. By inserting in line twenty-six (26) after the word "hospital-school"
8 the words "or a special unit".

9 4. By striking from lines twenty-seven (27) and twenty-eight (28) the
10 word "hospital-school" and inserting in lieu thereof the word "institution".

1 SEC. 13. Section two hundred twenty-two point thirteen (222.13), Code
2 1966, as amended by chapter two hundred nine (209), Acts of the Sixty-
3 second General Assembly, is hereby further amended as follows:

4 1. By inserting in line sixteen (16) after the word "hospital-school."
5 the words "An application for admission to a special unit of any person
6 believed to be in need of any of the services provided by the special unit
7 under section two (2) of this Act may be made in the same manner, upon
8 request of the parent, guardian, or other person responsible for the handi-
9 capped person."

10 2. By striking from line twenty (20) the word "hospital-school" and
11 inserting in lieu thereof the word "institution".

1 SEC. 14. Section two hundred twenty-two point fourteen (222.14), Code
2 1966, is hereby amended as follows:

3 1. By striking from line one (1) the word "hospital-school" and insert-
4 ing in lieu thereof the word "institution".

5 2. By striking from lines seven (7) and eight (8) the word "hospital-
6 school" and inserting in lieu thereof the word "institution".

1 SEC. 15. Section two hundred twenty-two point fifteen (222.15), Code
2 1966, is hereby amended as follows:

3 1. By inserting in line four (4) after the word "hospital-school" the
4 words "or a special unit".

5 2. By striking from line six (6) the word "hospital-school" and inserting
6 in lieu thereof the word "institution".

1 SEC. 16. Section two hundred twenty-two point thirty-one (222.31),
2 Code 1966, as amended by chapter two hundred nine (209), Acts of the
3 Sixty-second General Assembly is hereby further amended as follows:

4 1. By inserting before the period at the end of line three (3) of subsec-
5 tion three (3) the words ", or to a special unit".

6 2. By inserting after the word "superintendent" in lines six (6) and seven

7 (7) of subsection three (3) the words "of the hospital-school or the special
8 unit,".

9 3. By striking from lines eight (8) and nine (9) of subsection three (3)
10 the words "the hospital-school or at such other" and inserting in lieu
11 thereof the word "such".

12 4. By inserting in line sixteen (16) of subsection three (3) after the word
13 "hospital-school" the words "or the special unit".

14 5. By striking from lines seventeen (17) and eighteen (18) of subsection
15 three (3) the words "the hospital-school" and inserting in lieu thereof the
16 words "such institution".

17 6. By striking from line twenty (20) of subsection three (3) the word
18 "hospital-school" and inserting in lieu thereof the word "institution".

1 SEC. 17. Section two hundred twenty-two point thirty-six (222.36),
2 Code 1966, is hereby amended by inserting in line two (2) after the word
3 "hospital-school" the words "or a special unit".

1 SEC. 18. Section two hundred twenty-two point thirty-seven (222.37),
2 Code 1966, is hereby amended by striking from lines six (6) and seven (7)
3 the words "or hospital-school" and inserting in lieu thereof the words
4 ", hospital-school, or special unit, as".

1 SEC. 19. Section two hundred twenty-two point thirty-eight (222.38),
2 Code 1966, is hereby amended by striking from line six (6) the words
3 "or hospital-school" and inserting in lieu thereof the words ", hospital-
4 school, or special unit".

1 SEC. 20. Section two hundred twenty-two point thirty-nine (222.39),
2 Code 1966, is hereby amended by striking from line two (2) the words
3 "or hospital-school" and inserting in lieu thereof the words ", hospital-
4 school, or special unit".

1 SEC. 21. Section two hundred twenty-two point forty-one (222.41),
2 Code 1966, is hereby amended by striking from lines three (3) and four (4)
3 the words "or hospital-school," and inserting in lieu thereof the words
4 ", hospital-school, or special unit".

1 SEC. 22. Section two hundred twenty-two point forty-two (222.42),
2 Code 1966, is hereby amended as follows:

3 1. By striking from line three (3) the words "or hospital-school" and
4 inserting in lieu thereof the words ", a hospital-school, or a special unit".

5 2. By inserting in line eleven (11) after the word "hospital-school" the
6 words "or a special unit,".

1 SEC. 23. Section two hundred twenty-two point forty-three (222.43),
2 Code 1966, is hereby amended by adding thereto the following:

3 "Petitions for discharge or modification of an order of commitment to a
4 special unit may be made upon any of the foregoing grounds, when appli-
5 cable."

1 SEC. 24. Section two hundred twenty-two point forty-four (222.44),
2 Code 1966, is hereby amended by striking from line four (4) the words
3 "or hospital-school" and inserting in lieu thereof the words ", hospital-
4 school, or special unit,".

1 SEC. 25. Section two hundred twenty-two point forty-five (222.45),
2 Code 1966, is hereby amended by inserting in line six (6) after the words
3 "vice versa," the words "or transfer the person from a special unit to a
4 hospital-school, or vice versa,".

1 SEC. 26. Section two hundred twenty-two point fifty-one (222.51),
2 Code 1966, is hereby amended by striking from line four (4) the words
3 "or hospital-school" and inserting in lieu thereof the words "a hospital-
4 school, or a special unit,".

1 SEC. 27. Section two hundred twenty-two point fifty-nine (222.59),
2 Code 1966, as amended by chapter two hundred nine (209), Acts of the Six-
3 ty-second General Assembly, is hereby further amended as follows:

4 1. By striking from line one (1) the words "any hospital-school" and
5 inserting in lieu thereof the words "a hospital-school or a special unit".

6 2. By striking lines seven (7) and eight (8) and inserting in lieu thereof
7 the words "or special unit that the patient is unlikely to benefit from fur-
8 ther treatment, training, instruction, or care at the institution. Such action
9 shall be re-".

10 3. By striking from lines fifteen (15) and sixteen (16) the words "the
11 hospital-school" and inserting in lieu thereof the words "a hospital-school
12 or a special unit".

13 4. By inserting before the period at the end of line twenty-two (22) the
14 words "or special unit".

15 5. By inserting in line twenty-three (23) after the word "hospital-school"
16 the words "or a special unit".

17 6. By striking from lines twenty-five (25) and twenty-six (26) the words
18 "the hospital-school" and inserting in lieu thereof the words "such institu-
19 tion".

1 SEC. 28. Section two hundred twenty-two point sixty (222.60), Code
2 1966, is hereby amended by inserting after the word "retarded" in lines
3 six (6) and seven (7) the words ", or in a special unit,".

1 SEC. 29. Section two hundred twenty-two point sixty-one (222.61),
2 Code 1966, is hereby amended as follows:

3 1. By striking from line four (4) the words "any hospital-school" and in-
4 serting in lieu thereof the words "a hospital-school or a special unit".

5 2. By inserting in line six (6) after the word "hospital-school" the words
6 "or a special unit".

1 SEC. 30. Section two hundred twenty-two point sixty-two (222.62),
2 Code 1966, is hereby amended by striking from line eight (8) the words
3 "of which" and inserting in lieu thereof the words "or the special unit
4 where".

1 SEC. 31. Section two hundred twenty-two point sixty-five (222.65),
2 Code 1966, as amended by chapter two hundred nine (209), Acts of the
3 Sixty-second General Assembly, is hereby further amended as follows:

4 1. By inserting in line five (5) of subsection one (1) of such section after
5 the word "hospital-school" the words "or a special unit".

6 2. By inserting in line four (4) of subsection two (2) of such section after
7 the word "hospital-school" the words "or a special unit".

1 SEC. 32. Section two hundred twenty-two point sixty-six (222.66), Code
2 1966, as amended by chapter two hundred nine (209), Acts of the Sixty-
3 second General Assembly, is hereby further amended as follows:

4 1. By inserting in line two (2) after the word "hospital-school" the
5 words "or a special unit".

6 2. By inserting in line nine (9) after the word "school" the words "or
7 the special unit".

1 SEC. 33. Section two hundred twenty-two point sixty-seven (222.67),
2 Code 1966, as amended by chapter two hundred nine (209), Acts of the Six-
3 ty-second General Assembly, is hereby further amended by inserting after
4 the word "hospital-school" in lines one (1) and two (2) the words "or a
5 special unit".

1 SEC. 34. Section two hundred twenty-two point sixty-eight (222.68),
2 Code 1966, is hereby amended by inserting in line four (4) after the word
3 "hospital-school" the words "or a special unit".

1 SEC. 35. Section two hundred twenty-two point sixty-nine (222.69),
2 Code 1966, as amended by chapter two hundred nine (209), Acts of the
3 Sixty-second General Assembly, is hereby further amended by inserting in
4 line three (3) after the word "hospital-school" the words "or a special unit".

1 SEC. 36. Section two hundred twenty-two point seventy (222.70),
2 Code 1966, as amended by chapter two hundred nine (209), Acts of the
3 Sixty-second General Assembly, is hereby further amended by inserting in
4 line five (5) after the word "school" the words "or a special unit".

1 SEC. 37. Section two hundred twenty-two point seventy-two (222.72),
2 Code 1966, is hereby amended by inserting in line six (6) after the word
3 "hospital-school" the words "or the special unit".

1 SEC. 38. Section two hundred twenty-two point seventy-three (222.73),
2 Code 1966, as amended by chapters one hundred ninety-six (196) and two
3 hundred nine (209), Acts of the Sixty-second General Assembly, is hereby
4 further amended as follows:

5 1. By striking lines one (1) and two (2) and inserting in lieu thereof the
6 following:

7 "The superintendent of each hospital-school and special unit shall certify
8 to the state comptrol-".

9 2. By striking from line four (4) the word "him" and inserting in lieu
10 thereof the words "the superintendent".

11 3. By striking from line six (6) the words "the hospital-schools" and in-
12 serting in lieu thereof the words "each hospital-school and special unit".

13 4. By striking lines twelve (12) and thirteen (13) and inserting in lieu
14 thereof the following:

15 "be the per-patient-per-day cost of the hospital-school or special unit,
16 as the case may be, multiplied by the number of days each".

17 5. By inserting in line sixteen (16) after the word "school" the words
18 "or special unit".

19 6. By inserting in line twenty-two (22) after the word "hospital-school"
20 the words "or special unit".

21 7. By striking lines twenty-five (25) through twenty-seven (27), inclusive,
22 and inserting in lieu thereof the following:

23 "such days into one hundred percent of the portion of the appropriation

24 for the hospital-school or special unit expended during such period, unless
 25 otherwise specified in the biennial appropriations for support of such insti-
 26 tutions. The amount charged for the treatment”.

1 SEC. 39. Section two hundred twenty-two point seventy-six (222.76),
 2 Code 1966, is hereby amended by inserting in line six (6) after the word
 3 “hospital-schools” the words “or a special unit”.

1 SEC. 40. Section two hundred twenty-two point seventy-seven (222.77),
 2 Code 1966, is hereby amended as follows:

3 1. By inserting in line four (4) after the word “hospital-school” the words
 4 “or a special unit”.

5 2. By striking from lines ten (10) and eleven (11) the words “the hospi-
 6 tal-school support fund” and inserting in lieu thereof the words “the sup-
 7 port fund of the hospital-school or special unit”.

1 SEC. 41. Section two hundred twenty-two point seventy-eight (222.78),
 2 Code 1966, as amended by chapter two hundred nine (209), Acts of the
 3 Sixty-second General Assembly, is hereby further amended as follows:

4 1. By inserting in line two (2) after the word “hospital-school” the words
 5 “or to a special unit,”.

6 2. By inserting in line fifteen (15) after the word “school” the words
 7 “or a special unit”.

1 SEC. 42. Section two hundred twenty-two point eighty-three (222.83),
 2 Code 1966, is hereby amended as follows:

3 1. By striking from lines four (4) and five (5) the words “any hospital-
 4 school” and inserting in lieu thereof the words “a hospital-school or a spe-
 5 cial unit,”.

6 2. By striking from line eight (8) the words “in the hospital-schools”.

7 3. By inserting in line nine (9) after the word “hospital-school” the words
 8 “or special unit”.

9 4. By inserting in line sixteen (16) after the word “hospital-school” the
 10 words “or special unit”.

1 SEC. 43. Section two hundred twenty-two point eighty-four (222.84),
 2 Code 1966, is hereby amended as follows:

3 1. By inserting in line two (2) after the word “school” the words “and
 4 special unit”.

5 2. By striking the period in line three (3) and inserting in lieu thereof
 6 the words “; provided that in the case of a special unit, the commissioner
 7 may direct that the patients’ personal deposit fund be maintained and ad-
 8 ministered as a part of the fund established, pursuant to sections two hun-
 9 dred twenty-six point forty-three (226.43) through two hundred twenty-six
 10 point forty-six (226.46), inclusive, by the mental health institute where the
 11 special unit is located.”

1 SEC. 44. Section two hundred twenty-two point eighty-five (222.85),
 2 Code 1966, is hereby amended as follows:

3 1. By inserting in line three (3) after the word “hospital-school” the
 4 words “or special unit”.

5 2. By striking from line four (4) the word “hospital-school” and insert-
 6 ing in lieu thereof the word “institution”.

1 SEC. 45. Section two hundred twenty-two point eighty-six (222.86),
2 Code 1966, is hereby amended as follows:

3 1. By inserting in line five (5) after the word "hospital-school" the words
4 "or special unit".

5 2. By inserting in line twelve (12) after the word "hospital-school" the
6 words "or special unit".

1 SEC. 46. Section two hundred twenty-two point eighty-seven (222.87),
2 Code 1966, is hereby amended by inserting in line eleven (11) after the word
3 "hospital-school" the words "or special unit".

1 SEC. 47. Section four hundred forty-four point twelve (444.12), Code
2 1966, as amended by chapter two hundred two (202), Acts of the Sixty-
3 second General Assembly, is hereby further amended by inserting, after the
4 period in line fifty-one (51), the following new sentence:

5 "The fund established by this section shall also be used to pay all costs
6 of admission or commitment, maintenance, and treatment of county pa-
7 tients in any special mental retardation unit established under sections
8 two (2) through five (5), inclusive, of this Act."

Approved June 17, 1969.

CHAPTER 158

SUPPORT OF CRIMINAL SEXUAL PSYCHOPATHS

H. F. 126

AN ACT relating to support and maintenance of criminal sexual psychopaths.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section two hundred twenty-five A point fourteen (225A.14),
2 Code 1966, is hereby repealed and the following enacted in lieu thereof:
3 "Any person committed to the state hospital under the provisions of
4 this chapter shall be supported and maintained at the expense of the
5 state."

1 SEC. 2. This Act, being deemed of immediate importance, shall take
2 effect and be in force from and after its publication in the Marshalltown
3 Times-Republican, a newspaper published in Marshalltown, Iowa, and in
4 the Eldora Herald-Ledger, a newspaper published in Eldora, Iowa.

Approved May 12, 1969.

I hereby certify that the foregoing Act, House File 126, was published in the Marshalltown Times-Republican, Marshalltown, Iowa, May 15, 1969 and in the Eldora Herald-Ledger, Eldora, Iowa, May 20, 1969.

MELVIN D. SYNHORST, *Secretary of State.*